

# UNITED STATES DISTRICT COURT

for the

District of South Carolina

Carolyn Bishop Belcher,	)	
	)	4:11-cv-01715-RBH
Plaintiff(s),	)	
	)	
vs	)	
	)	
Michael Pacileo, individually and in his	)	
capacity as a police officer; North	)	
Myrtle Beach Police Department,	)	
an agency of the City of North Myrtle	)	
Beach,	)	
	)	
Defendant(s).	)	

## SUMMARY JUDGMENT IN A CIVIL ACTION

The court has ordered that *(check one)*:

☐ the plaintiff *(name)* \_\_\_\_\_ recover from the defendant *(name)* \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_\_%, plus postjudgment interest at the date of \_\_\_\_\_%, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant *(name)* \_\_\_\_\_ recover costs from the plaintiff *(name)* \_\_\_\_\_.

☒ other: Summary Judgment is entered for Defendants Michael Pacileo and North Myrtle Beach Police Department as to the Plaintiff's Fourth Amendment claims under 42 U.S.C § 1983. The Court remands the Plaintiff's remaining state law claims to the Horry County Court of Common Pleas and this action is hereby dismissed.

This action was *(check one)*:

☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by a jury with Judge \_\_\_\_\_ without a jury and the above decision was reached. rendered a verdict.

✓ decided by the Honorable R. Bryan Harwell, United States District Judge, who grants in part the Defendants' Motion for Summary Judgment.

Larry W. Propes  
CLERK OF COURT

By: s/Heather Ciccolella  
Deputy Clerk

December 10, 2012